

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

<b>L. LIN WOOD, JR.,</b>	)	
	)	
<i>Plaintiff,</i>	)	
-vs-	)	
	)	<b>Case No. 1-21-cv-01169 TCB</b>
<b>PAULA J. FREDERICK, et al.,</b>	)	
	)	
<i>Defendants.</i>	)	

**PLAINTIFF’S MOTION FOR PRELIMINARY INJUNCTION**

Plaintiff respectfully moves the Court under Rule 65(a) of the Federal Rules of Civil Procedure to enter a preliminary injunction to maintain the status quo and to enjoin or restrain the Defendants, their attorneys, and all those acting in concert with them, from taking any further action or imposing any formal disciplinary sanctions by virtue of the Plaintiff’s refusal to submit to an involuntary mental evaluation pending a hearing on Plaintiff’s request for preliminary injunctive relief and the further orders of this Court.

A preliminary injunction is granted when (1) the plaintiff is likely to succeed on the merits of his or her claims; (2) the plaintiff would suffer irreparable harm in the absence of an injunction; (3) the harm suffered by the plaintiff absent an injunction would exceed the harm that the injunction would cause the defendant; and (4) an injunction would not disserve the public interest. See *Lebron v. Sec’y, Fla.*

*Dep't of Children and Families*, 710 F.3d 1202, 1206 (11th Cir. 2013). As set forth in the Affidavit of L. Lin Wood, and the brief and exhibits filed contemporaneously with this motion, Plaintiff meets the requirements for a preliminary injunction ordering relief under 42 U.S.C. § 1983. Specifically, Plaintiff respectfully requests that the Court enter an order with the following terms:

1. Defendants, acting in their capacity as members of the State Disciplinary Board, their attorneys, and all persons acting in concert with them having notice, shall be and hereby are restrained and enjoined from proceeding with any action in furtherance of their requirement that the Plaintiff undergo a mental evaluation or examination;

2. Pending the further orders of this Court, Defendants, their attorneys and those acting in concert with them, are enjoined and restrained from imposing any disciplinary action or otherwise taking any adverse action against the Plaintiff by virtue of his failure or refusal to undergo a mental evaluation or examination;

In support of this motion, the Plaintiff relies on documents filed contemporaneously herewith which are incorporated herein by reference:

1. The Verified Complaint.
2. Plaintiff's Memorandum of Law In Support of Motion For Preliminary Injunction;
3. Affidavit of L. Lin Wood, Jr.

4. Appendix of Exhibits filed in support of Motion for Preliminary Injunction.

### CONCLUSION

The Court should grant a preliminary injunction.

Respectfully submitted,

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### **CERTIFICATE OF COMPLIANCE**

I certify that this document has been prepared in compliance with Local Rule 5.1C using 14-point Times New Roman font.

/s/ Larry L. Crain

March 29, 2021

### **CERTIFICATE OF SERVICE**

The undersigned does hereby certify that a true and correct copy of the foregoing Motion for Preliminary Injunction was served on the following individual(s) via the Court's ECF-filing system and via U.S. Mail upon the following individuals:

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